

1 William R. Tamayo, Regional Attorney
2 EQUAL EMPLOYMENT OPPORTUNITY
3 COMMISSION
4 San Francisco District Office

HONORABLE LONNY R. SUKO

5 John Stanley, Supervisory Trial Attorney
6 Carmen Flores, Senior Trial Attorney
7 May Che, Senior Trial Attorney
8 Jamal Whitehead, Senior Trial Attorney
9 EQUAL EMPLOYMENT OPPORTUNITY
10 COMMISSION
11 Seattle Field Office
12 909 First Avenue, Suite 400
13 Seattle, WA 98104
14 Tel: 206.220.6853

15 Attorneys for Plaintiffs

16 Blanca E. Rodriguez, WSBA # 27745
17 Northwest Justice Project
18 510 Larson Building
19 6 S. Second Street
20 Yakima, Washington 98901
21 Tel: (509) 574-4234 x 22

22 Attorney for Plaintiff-Intervenor

23 **UNITED STATES DISTRICT COURT**
24 **FOR THE EASTERN DISTRICT OF WASHINGTON**
25 **AT YAKIMA**

26 EQUAL EMPLOYMENT
27 OPPORTUNITY COMMISSION

No. 10-CV-3033-LRS

Plaintiff,

**MOTION FOR RECONSIDERATION
OF PLAINTIFF-INTERVENOR'S
MOTION FOR PROTECTION
ORDER**

ELODIA SANCHEZ

Plaintiff-Intervenor,

Noted: July 8, 2011

v.

Without Oral Argument

1 EVANS FRUIT CO., INC.

2 Defendant,

3 and

4 JUAN MARIN and ANGELITA
5 MARIN, a marital community,

6 Defendants-Intervenors.

7

8 Plaintiff Equal Employment Opportunity Commission (the “Commission”)
9 and plaintiff-intervenor Elodia Sanchez jointly move the Court to reconsider its
10 Order denying plaintiff-intervenor’s Motion for Protection Order filed May 25,
11 2011 (ECF No. 274). Plaintiffs ask the Court to reconsider its ruling that
12 immigration status is relevant to emotional distress damages and that discovery
13 concerning immigration status will be permitted. Plaintiffs further move that the
14 Court reconsider the portion of the same Order commanding answers to discovery
15 requests for tax records, work authorization documents, medical records, and home
16 and cell phone numbers. Finally, plaintiffs move the Court to allow the trial in this
17 matter to proceed in a unified, as opposed to bifurcated, fashion.

18

19 RESPECTFULLY SUBMITTED this 8th day of June, 2011.
20

21 U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
22

23
24 WILLIAM TAMAYO
25
26 Regional Attorney

P. DAVID LOPEZ
27 General Counsel

MEMO. ISO PL.’S MOT. FOR RECONS. (10-CV-
3033-LRS)- 1

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
SEATTLE FIELD OFFICE
909 FIRST AVENUE, SUITE 400
SEATTLE, WASHINGTON 98104-1061
(206) 220-6883

1 JOHN STANLEY
2 Supervisory Trial Attorney

JAMES L. LEE
Deputy General Counsel

3 CARMEN FLORES
4 Senior Trial Attorney

GWENDOLYN Y. REAMS
Associate General Counsel

5 MAY CHE
6 Senior Trial Attorney

OFFICE OF THE GENERAL
COUNSEL
131 M Street, NE
Washington, D.C. 20507

7 JAMAL N. WHITEHEAD
8 Senior Trial Attorney

9 BY: s/Jamal Whitehead
10 Jamal Whitehead

11 *Attorneys for Plaintiffs*
12

13 NORTHWEST JUSTICE PROJECT

14 AND

15 BY: s/ Blanca E. Rodriguez
16 Blanca Rodriguez, WSBA #27745
17 Northwest Justice Project
18 510 Larson Building
19 6 S. Second Street
20 Yakima, WA 98901
Tel: 509.574.4234
blancar@nwjustice.org

21 *Attorneys for Plaintiff-Intervenor*
22
23
24
25
26
27

**MEMO. ISO PL.'S MOT. FOR RECONS. (10-CV-
3033-LRS)- 2**

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
SEATTLE FIELD OFFICE
909 FIRST AVENUE, SUITE 400
SEATTLE, WASHINGTON 98104-1061
(206) 220-6883

CERTIFICATE OF SERVICE

I hereby certify that on June 8, 2011, I electronically filed the foregoing document titled "**MOTION FOR RECONSIDERATION OF PLAINTIFF-INTERVENOR'S MOTION FOR PROTECTION ORDER**" with the Clerk of the Court using the CMF/ECF system, which will send notice of such filing to the following individuals listed below:

Carolyn Cairns cc@stokeslaw.com
Brendan V. Monahan bvm@stokeslaw.com
Justo G. Gonzalez jgg@stokeslaw.com
Sarah L. Wixson slw@stokeslaw.com
Stokes Lawrence
Velikanje Moore & Shore
120 N. Naches Avenue
Yakima, WA 98901-2757
Tel: 509.853.3000

Attorneys for Defendant

Daniel Robbins Case
rob@lbplaw.com
Larson Berg & Perkins PLLC
105 North 3rd Street
PO Box 550
Yakima, WA 98907
Tel: 509.457.1515

Attorneys for Defendants- Intervenors

s/ Victoria Richardson
Victoria Richardson, EEOC Paralegal

CERTIFICATE OF SERVICE (10-CV-03033-LRS)

**EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
SEATTLE FIELD OFFICE**
909 FIRST AVENUE, SUITE 400
SEATTLE, WASHINGTON 98104-1061
(206) 220-6883